

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.8169 of 2007

Dated:19.04.2007

Between:

C.Srinivasulu Reddy

...Petitioner

and

The District Collector and another

...Respondents

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.8169 of 2007

ORDER:

The petitioner alleges that his father purchased an extent of Ac.0.90 cents of land situated in Tirupathi Rural Mandal under registered sale deed, dated 31.05.1945. In 1974, he allegedly obtained a ryotwari patta under Section 11(a) of the Andhra Pradesh (Andhra Area) Estates (Abolition and Conversion into Ryotwari) Act, 1948, vide proceedings dated 28.05.1974. The petitioner alleges that on 26.03.2007 the Mandal Revenue Officer (MRO) along with the staff came to the land and threatened to dispossess him. Alleging that the MRO has no such jurisdiction to dispossess the petitioner, the present Writ Petition is filed. The petitioner seeks writ of Mandamus declaring the action of the MRO in interfering with his possession, as illegal and arbitrary.

The petitioner and his father claimed right by reason of a ryotwari patta, dated 28.05.1974, allegedly issued by the Settlement Officer, Nellore. They also claimed right by reason of subsequent proceedings. If that be so, unless and until the ryotwari patta is set aside by a competent revisional authority under the Act - needless to say - the respondents cannot interfere with the possession of the petitioner, if he is in possession of the land as alleged. This Court expresses no opinion on the question of right by the petitioner or nature of the land.

The Writ Petition, with the above observation, is dismissed. No costs.

(V.V.S.RAO, J)

19.04.2007

GJ